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**Sterne Kessler  
Goldstein Fox**  
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To: U.S. Patent and Trademark Office Date: September 5, 2003

Attention: Tamala D. Holland Re: U.S. Utility Patent Application  
Appl. No. 10/089,517  
Filed: March 29, 2002  
From: Donald J. Featherstone (U.S. Nat'l Stage of PCT/NZ00/00189;  
L.A. Filed: September 29, 2000)  
For: EER Transmitters  
Inventor: Stephen Ian Mann

Pages (including cover sheet): 6

Fax No: (703) 746-3408 Our Reference: 2068.0030000/DJF/LMY

## Message

Request for Refund Under 37 C.F.R. § 1.26(a) and supporting documentation follow.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Stephen Ian Mann

Appl. No. 10/089,517  
(U.S. Nat'l Stage of PCT/NZ00/00189;  
I.A. Filed: September 29, 2000)

§ 371 Date: April 2, 2003

For: EER Transmitters

Confirmation No. 7824

Art Unit: 3662

Examiner: To Be Assigned

Atty. Docket: 2068.0030000

## Request for Refund Under 37 C.F.R. § 1.26(a)

Commissioner for Patents  
PO Box 1450  
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It is respectfully requested that \$130.00 be credited to Deposit Account No. 19-0036 to correct for duplicate payments to cover the surcharge for late filing of the oath or declaration. The surcharge of \$130.00 was paid on March 29, 2002, with our check no. 34694. The surcharge was paid a second time on April 2, 2003, with a PTO-2038 Credit Card Payment Form. Copies of both documents, along with copies of two corresponding return postcards with USPTO date stamps, are attached hereto. It is believed that credit for \$130.00 is proper.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN &amp; FOX P.L.L.C.



Donald J. Featherstone  
Attorney for Applicant  
Registration No. 33,876

Date: 9/5/03

1100 New York Avenue, N.W.  
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<b>Patent Fee</b>	<b>Patent Maintenance Fee</b>	<b>Trademark Fee</b>	<b>Other Fee</b>	
Application No. 10/089,517 (which is U.S. National Phase of PCT Appl. No. PCT/NZ00/00189; I.A. Filed: September 29, 2000)	Application No.	Serial No.	IDON Customer No.	
Patent No.	Patent No.	Registration No.		
Attorney Docket No. 2068.0030000/DJF		Identify or Describe Mark		

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**Applicant:** Stephen Ian Mann

**Application No.:** 10/089,517  
**U.S. National Phase of:** PCT/NZ00/00189

**I.A. Filing Date:** September 29, 2000

**For:** Improvements Relating to EER Transmitters

**Due Date:** April 3, 2003  
**Art Unit:** To be assigned  
**Examiner:** To be assigned  
**Docket:** 2068.0030000

**Atty:** DJF

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3. PTO Fee Transmittal Form PTO/SB/17;
4. Copy of the Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US);
5. An original executed Declaration for Patent Application;
6. One (1) return postcard; and
7. Our PTO-2038 Credit Card Payment Form in the amount of \$240.00 to cover:  
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**Applicant:** Stephen Ian Mann  
**U.S. National Phase of:** Intl. Appl. No. PCT/NZ00/00189  
**Intl. Filing Date:** September 29, 2000

**Application No.:** To be assigned

**Filed:** Herewith on March 29, 2002

**For:** Improvements Relating to EER Transmitters

**Due Date:** March 29, 2002

**Art Unit:** To be assigned

**Examiner:** To be assigned

**Docket:** 2068.0030000

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1. Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 U.S.C. § 371 (Form PTO-1390);
2. International Preliminary Examination Report with Annexes;
3. Application Data Sheet;
4. Authorization to Treat a Reply as Incorporating an Extension of Time under 37 C.F.R. § 1.136(a)(3);
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